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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Miser et al.

Serial No.: 10/606,486

Confirmation No.: Unknown

Filed: June 26, 2003

For: **COMPOSITIONS AND METHODS FOR
PRESERVING PERSONAL CARE PRODUCTS**

TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

— Statement of relevance of selected cited references not in the English language which are not translated.

____ Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.

09-21-03

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PATENT APPLICATION
Docket No: 14187.149.1

- PATENTS
- TRADEMARKS
- COPYRIGHTS
- TRADE SECRETS
- UNFAIR COMPETITION
- LICENSING
- COMPLEX LITIGATION

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____ Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

A. Additional Materials Required Due to Content of Information Disclosure Statement

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

X Form PTO-1449 listing four (4) references submitted for consideration.

X Copies of four (4) of the references listed on the Form PTO-1449.

B. Additional Materials Required Due to Timing of Filing of Information Disclosure Statement

The transmitted Information Disclosure Statement is being filed within one (1) of the following four (4) time periods:

I. X Prior to the later of either three (3) months following the filing date or the mailing of a first Office Action. Accordingly, no materials other than those listed above are enclosed.

II. ____ Following the latter of either three (3) months following the filing date or the mailing of a first Office Action, but before the mailing of a final Office Action or a Notice of Allowance. Accordingly, to secure consideration thereof, one (1) of the following is also enclosed:

____ Promptness Certification; or

____ Check No. _____ in the amount of \$«FormData» constituting the submission fee set forth in 37 C.F.R. § 1.17(p).

III. ____ After the mailing of a Notice of Allowance, but before payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:

____ Promptness Certificate;

____ Petition for Consideration; and

____ Check No. _____ in the amount of \$ _____ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).

IV. ____ After payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:

____ Petition to Withdraw from Issue; and

_____ Check No. _____ in the amount of \$ _____ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).

C. Fees

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed.

X Any fee required in relation to filing of this letter or any documents transmitted therewith.

_____ The submission fee set forth in 37 C.F.R. § 1.17(p) in the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that any Promptness Certificate submitted meets the requirements of 37 C.F.R. § 1.97(e).

_____ The submission fee set forth in 37 C.F.R. § 1.17(p).

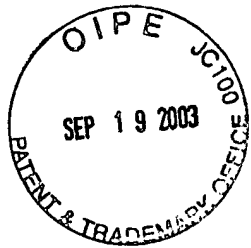
_____ The petition fee set forth in 37 C.F.R. § 1.17(i)(1).

Dated this 19th day of September, 2003.

Respectfully submitted,



JOHN M. GYNN
Attorney for Applicant
Registration No. 36,153
Customer No. 022913



PATENT APPLICATION
Docket: 14187.149.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re application of)
	Miser et al.)
Serial No.:	10/606,486) Art Unit
Confirmation No.:	Unkown)
Filed:	June 26, 2003)
For:	COMPOSITIONS AND METHODS FOR PRESERVING PERSONAL CARE PRODUCTS)

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that the following documents are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 19 day of September, 2003:

- Transmittal for Information Disclosure Statement (3 pgs.)
- Information Disclosure Statement (2 pgs.)
- Form PTO-1449 (3 pgs.)
- Copies of four (4) references
- Postcard

Respectfully submitted,


Kimberly Kendrick
Paralegal to John M. Guynn

PATENT APPLICATION
Docket No: 14187.149.1



Miser et al.

) Art Unit

June 26, 2003

COMPOSITIONS AND METHODS FOR PRESERVING PERSONAL CARE PRODUCTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

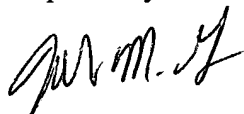
Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

DATED this 19th day of September, 2003.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John M. Gynn", written in a cursive style.

JOHN M. GYNN
Attorney for Applicant
Registration No. 36,153
Customer No. 022913

JMG:kk

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EXPRESS MAIL LABEL NO. EL 962311104 US

Form PTO-1449

Sheet 1 of 3

Applicant: Miser et al.

Serial No. 10/606,486

Att'y Docket No. 14187.149.1

Filing Date: June 26, 2003

Group Art Unit:

Confirmation No. Unknown

For: COMPOSITIONS AND METHODS FOR PRESERVING PERSONAL CARE PRODUCTS



INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

Examiner <u>Initial*</u>	Patent <u>Number</u>	Issue <u>Date</u>	<u>Name</u>
_____ A1	6,296,859	10/02/01	Stolz
_____ A2	6,361,812	03/26/02	Ekanayake et al.

Foreign Patent Documents

Examiner	Document <u>Number</u>	Publ. <u>Date</u>	Country or <u>Patent Office</u>	<u>Initial*</u>
_____ A3	WO 91/180058	11/28/91	PCT	
_____ A4	WO 92/00019	01/09/02	PCT	

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant: Miser et al.

Serial No. 10/606,486

Att'y Docket No. 14187.149.1

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Group Art Unit:

Confirmation No. Unknown

For: COMPOSITIONS AND METHODS FOR PRESERVING PERSONAL CARE PRODUCTS

Other Documents

(including author (if listed), title, relevant pages, date of publication including at least month and year).

(Examiner Initial)*

NONE

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXPRESS MAIL LABEL NO. EL 962311104 US

Form PTO-1449

Sheet 3 of 3

Applicant: Miser et al.

Serial No. 10/606,486

Att'y Docket No. 14187.149.1

Filing Date: June 26, 2003

Group Art Unit:

Confirmation No. Unknown

For: COMPOSITIONS AND METHODS FOR PRESERVING PERSONAL CARE PRODUCTS

The reference designations "A1", "A2", etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A", "B", "C", etc. on Office Action Form PTO-1142.

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Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
